

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE VIVENDI UNIVERSAL, S.A.  
SECURITIES LITIGATION

This document relates to:  
1:07-cv-11092-RJH-HBP

CIVIL ACTION NO.:

1:02-CV-5571-RJH-HBP  
1:07-CV-11092-RJH-HBP

**NOTICE OF VOLUNTARY DISMISSAL  
BY FAMANDSFORENINGEN PENSAM  
INVEST**

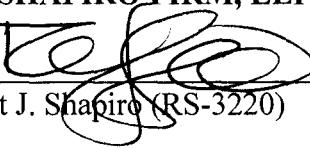
**NOTICE OF VOLUNTARY DISMISSAL BY  
FAMANDSFORENINGEN PENSAM INVEST**

Please take notice that co-Plaintiff, Famandsforeningens Pensam Invest, party to the related action of *Swedbank Robur Fonder AB, Famandsforeningens Pensam Invest, and Fjarde Ap-Fonden v. Vivendi, S.A., Jean-Marie Messier and Guillaume Hannezo*, Case No. 1:07-cv-11092-RJH-HBP, dated December 7, 2007, through its undersigned counsel, hereby voluntarily dismisses its claims against Vivendi, S.A., Jean-Marie Messier and Guillaume Hannezo (“Defendants”) pursuant to Fed R. Civ. P. 41(a)(1)(i), without prejudice, with each party bearing its own costs, including attorneys’ fees.

Co-Plaintiffs Swedbank Robur Fonder AB and Fjarde Ap-Fonden do not so dismiss their claims against Defendants, and hereby represent, through their undersigned counsel, that they shall continue to prosecute the above-captioned action, unaffected by this Notice of Voluntary Dismissal.

Dated: May 23, 2008

Respectfully submitted,  
**THE SHAPIRO FIRM, LLP**

By:   
Robert J. Shapiro (RS-3220)

500 Fifth Avenue, 14<sup>th</sup> Floor  
New York NY 10110  
Telephone: 212-391-6464

*Local Counsel for Co-Plaintiffs*

**CERTIFICATE OF SERVICE**

I, Robert J. Shapiro, hereby certify, that I filed true and correct copies of the foregoing documents on 05-23-08:

- NOTICE OF VOLUNTARY DISMISSAL BY FAMANDSFORENINGEN PENSAM INVEST
- OPINION ACKNOWLEDGING VOLUNTARY DISMISSAL OF CLAIMS BY FAMANDSFORENINGEN PENSAM INVEST

with the Clerk of the Court. The CM/ECF system will send notification to counsel registered for CM/ECF. I hereby certify that I have caused true and correct copies of the foregoing documents to be served via U.S. mail to the following non-ECF participants listed below.

By:   
Robert J. Shapiro (RS-3220)  
500 Fifth Avenue, 14<sup>th</sup> Floor  
New York NY 10110  
Telephone: 212-391-6464

*Local Counsel for Plaintiffs*

Paul C. Saunders  
Daniel Slifkin  
**Cravath Swaine & Moore LLP**  
825 Eighth Avenue  
New York NY 10019  
212-474-1000

*Counsel for Defendant Vivendi Universal, S.A.*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE VIVENDI UNIVERSAL, S.A.  
SECURITIES LITIGATION

This document relates to:

1:07-cv-11092-RJH-HBP

CIVIL ACTION NO.:  
1:02-CV-5571-RJH-HBP

**OPINION ACKNOWLEDGING  
VOLUNTARY DISMISSAL OF CLAIMS  
BY FAMANDSFØRENINGEN PENSAM  
INVEST**

WHEREAS on February 29, 2008, Famandsforeningen Pensam Invest (“Plaintiff”), co-plaintiff and party to the related action of Swedbank Robur Fonder AB, Famandsforeningen Pensam Invest, and Fjarde Ap-Fonden v. Vivendi, S.A., Jean-Marie Messier and Guillaume Hannezo, Case No. 1:07-cv-11092-RJH-HBP, dated December 7, 2007, moved pursuant to Fed R. Civ. P. 41(a)(1)(i) to dismiss its claims against Vivendi, S.A., Jean-Marie Messier and Guillaume Hannezo (“Defendants”) voluntarily; and

WHEREAS Co-Plaintiffs Swedbank Robur Fonder AB and Fjarde Ap-Fonden did not so move to dismiss their claims, and represent that they shall continue to prosecute this action against Defendants, unaffected by Plaintiff’s Notice of Voluntary Dismissal.

The Court hereby acknowledges that Plaintiff’s Notice of Voluntary Dismissal Of Claims Pursuant to Fed R. Civ. P. 41(a)(1)(i) is effective, without order of court, to dismiss without prejudice Plaintiff’s claims against Defendants.

Dated: \_\_\_\_\_

Richard J. Holwell, U.S. District Judge